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Most Recent Summaries

Fanning v. Fed. Trade Comm'n

May 9, 2016

Commercial Law, Cyberspace Law

(United States First Circuit) - In a petition for review of the Federal Trade Commission's summary decision finding petitioner personally liable for misrepresentations contained on the website Jerk.com, a reputation management site, in violation of the Federal Trade Commission Act, the Commission's decision is: 1) affirmed as to the finding of liability and the remedial order recordkeeping provisions and order acknowledgment requirement; and 2) vacated as to the remedial order's compliance monitoring provisions as to petitioner where they are overbroad.

Quilez-Velar v. Ox Bodies, Inc.

May 9, 2016

Injury & Tort Law, Product Liability

(United States First Circuit) - In a diversity case arising from the death of plaintiff following an automobile accident involving plaintiff's vehicle and a truck in use by Municipality of San Juan employees that had fitted onto its trash body an underride guard designed by defendant, seeking damages for the defective design of the guard, the District Court's judgment is: 1) affirmed as to its admission of expert testimony on an alternative underride guard design; and 2) a question is certified to the Puerto Rico Supreme Court on the extent of defendant's liability for the damages award.

US v. Hudson

May 9, 2016

Sentencing, Criminal Law & Procedure

(United States First Circuit) - Sentence as an armed career criminal for conviction of possession of ammunition by a felon, 18 U.S.C. section 922(g)(1), is: 1) affirmed as to armed career criminal classification; but 2) vacated in light of the government's concession of error in the calculation of defendant's Guideline Sentencing Range (GSR).

Holmes v. Spencer

May 6, 2016

Habeas Corpus, Criminal Law & Procedure

(United States First Circuit) - Dismissal of habeas corpus petition as untimely is affirmed where there was no basis for equitable tolling of the limitations period.

AngioDynamics, Inc. v. Biolitec AG

May 6, 2016

Civil Procedure, Judges & Judiciary

(United States First Circuit) - In an action by defendants who violated a preliminary injunction and appealed the resulting civil contempt order entered by the district court, the appeal is denied over defendants' argument that the underlying preliminary injunction expired by its own terms and so the district court can no longer coerce compliance with it, where defendants failed to raise this argument at any time prior to the present appeal.